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January 3, 2008

Storm LLC v. Telenor Mobile Communications AS
(2:06-cv/3157)

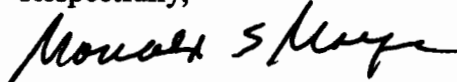
Dear Judge Lynch:

I write on behalf of Altimo and Alpren in the above-titled case. Following up on my conversations with Your Honor's law clerk, Mr. Kaplan, I write to request that the Court vacate its December 15, 2006 Opinion and Order. Such action would be consistent with the December 27, 2007 Order of the Court of Appeals and the expressed understanding at the December 10, 2007 conference between the parties that there were two orders that should be vacated. (Tr. 6, 8.)

The Court's Order of yesterday only vacated the December 18 Order and not the December 15 Order. At the conclusion of the Court's December 15 Opinion and Order, the Court stated: "Storm, Altimo and Alpren are enjoined from bringing or attempting to cause the enforcement of any legal action in the Ukraine that would disrupt, delay or hinder in any way the arbitration proceedings between Telenor and Storm in New York." There followed: SO ORDERED. Accordingly, Altimo and Alpren appealed from each of the December 15 and December 18 Orders. The appeals were consolidated. The parties' Dismissal Agreement and Order Dismissing Appeal submitted to the Second Circuit referred repeatedly both to the December 15 Opinion and Order and the December 18 Order. Two stamped copies of the Dismissal Agreement and Order Dismissing Appeal were sent to the parties, reflecting action in each of the consolidated cases (because it would not otherwise be apparent that two mailings were sent I enclose the original of the Court of Appeals' envelopes).

Our concern is that, contrary to the intent of the parties, the Court and the Court of Appeals, the December 15 injunction remains in place and the appeal from that Order has now been dismissed. Therefore, we respectfully request that the Court vacate its December 15 Opinion and Order.

Respectfully,


Ronald S. Rolfe

Hon. Gerard E. Lynch
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street
New York, New York 10007

BY HAND

Encls.

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BY EMAIL AND MAIL

No injunction is in effect. All orders directing Altino and Alpern to do or not do anything have been vacated, and the underlying action has been dismissed as moot. No further action is required.

SO ORDERED


GERARD E. LYNCH, U.S.D.J.

1/7/08